

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: ) Group Art Unit: 3682  
MICHAEL J. MITROVICH )  
Serial No.: 10/812,666 ) Attorney Docket No.: MITM103  
Filed: 03/29/2004 ) Title: STICK LUBRICANT AND APPLICATOR  
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 )

**DECLARATION IN SUPPORT OF PETITION  
TO MAKE APPLICATION SPECIAL**

In support of the accompanying Petition to Make Special, I, Michael J. Mitrovich, declare and say:

1. I am the Applicant in the above-referenced patent application;
2. The subject matter of the above-referenced application is currently being made, used, and/or sold by at least one third party without my permission. This is an infringement of my Patent Application;
3. I have personally made a rigid comparison of the alleged infringing device with the claims of the above Application. It is my opinion that some of the claims are infringed;
4. I have caused to be made a careful and thorough search of the prior art and I have good knowledge of the prior art;
5. Expedited examination of the above Application is necessary to protect my rights;
6. My invention conserves energy in that it reduces rail car friction thereby increasing the fuel efficiency of the railroad industry;
7. I further declare that all statements made herein of my own knowledge are true and

all statements made upon information and belief are believed to be true, and further, that these statements were made with the knowledge that willful false statements and the like so made, are punishable by fine or imprisonment, or both, under §1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the Application and any patent issuing therefrom;

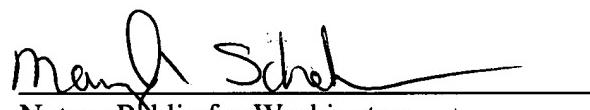
Further, Declarant sayeth naught.

DATED this 15 day of November 2004.



Michael J. Mitrovich

SUBSCRIBED AND SWORN to before me this 15<sup>th</sup> day of November 2004.



Notary Public for Washington  
Residing at: Lake Forest Park, WA  
My Commission Expires: 10-22-08

